Atty. Docket No. 29342/36206A

DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

(Application Serial Number)	(Day/Month/Year Filed)	(Status-Patented,	Pending or Aban	doned)
(Application Serial Number)	(Day/Month/Year Filed)	(Status-Patented,	Pending or Aban	doned)
	application(s) and the national or PCT int			
	tion known to me to be material to patenta		•	-
	n(s) in the manner provided by the first pa			
	erica listed below and, insofar as the subj			• •
I hereby claim the benefit	under 35 U.S.C. §120 of any United Stat	tes application(s) or PCT internat	ional annlicat	ion(s)
(Application Serial Number)		(Day/Month/Year Filed)		
		(23)/Monda 10d 1 Hou)		
60/132,036 (Application Serial Number)		30/04/99 (Day/Month/Year Filed)		
	under 35 U.S.C. §119(e) of any United S	states provisional application(s) lis	sted below:	
(Application Serial Number)	(Country)	(Day/Month/Year Filed)	Yes	No
(Application Serial Number)	(Country)	(Day/Month/Year Filed)	Yes	No
PCT/US00/11129	PCT	26/04/00	Priority Cl	aimed
a minig date before that of the appr	ication(s) of which priority is claimed:		D.i. i. G	
	ne country other than the United States of A	America filed by me on the same su	ıbject matter l	having
	low any foreign application(s) for paten			
	nal application(s) designating at least one			
	riority benefits under 35 U.S.C. §119 o			
	e all information known to me to be mater		-	
	ne claims, as amended by any amendment(s			
	f applicable). I hereby state that I have			
	ernational Application No. PCT/US00/111			
	No and was a			
'	below) of the subject matter which is claim," the specification of which (check one):		_	
	e original, first and sole inventor (if only o		_	•
	or, I hereby declare that my residence, post	_		
	•• • • • • • • • • • • • • • • • • • • •			

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: I hereby appoint as my attorneys, with full powers of substitution and revocation, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

John B. Lungmus(18,566) Allen H. Gerstein (22,218) Nate F. Scarpelli (22,320) Michael F. Borun (25,447) Trevor B. Joike (25,542) Carl E. Moore, Jr. (26,487) Richard H. Anderson (26,526) Patrick D. Ertel (26,877) Richard B. Hoffman(26,910) James P. Zeller (28,491) Kevin D. Hogg (31,839) Jeffrey S. Sharp (31,879) Martin J. Hirsch (32,237) James J. Napoli (32,361) Richard M. La Barge (32,254) Douglass C. Hochstetler (33,710) Robert M. Gerstein (34,824) Anthony G. Sitko (36,278) James A. Flight (37,622) Roger A. Heppermann (37,641) David A. Gass (38,153) Gregory C. Mayer (38,238) Michael R. Weiner (38,359) William K. Merkel (40,725)

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FIRM NAME

PHONE NO.

312-474-6300

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CITY & STATE

ZIP CODE

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Date 1 10 0	Signature,

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State or Country	State or Country	
Washington	Washington	
Date	Signature	
⊠	⊠	

Third Joint Inventor, if any	Citizenship	400
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City (Zip)	City (Zip)	
State or Country	State or Country	
Date ⊠	Signature ⊠	

Fourth Joint Inventor, if any	Citizenship
Residence Address - Street	Post Office Address - Street
City (Zip)	City (Zip)
State or Country	State or Country
Date ⊠	Signature ⊠

APPLICABLE RULES AND STATUTES

37 CFR 1.56. DUTY OF DISCLOSURE - INFORMATION MATERIAL TO PATENTABILITY (Applicable Portion)

- (a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim sued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:
 - (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
 - the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentability defines, to make sure that any material information contained therein is disclosed to the Office.

Information relating to the following factual situations enumerated in 35 USC 102 and 103 may be considered material under 37 CFR 1.56(a).

35 U.S.C. 102. CONDITIONS FOR PATENTABILITY: NOVELTY AND LOSS OF RIGHT TO PATENT

A person shall be entitled to a patent unless --

- (a) the invention was known or used by others in this country, or patented or described in a printed publication in this or a foreign country, before the invention thereof by the applicant for patent, or
- (b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of the application for patent in the United States, or
 - (c) he has abandoned the invention, or
- (d) the invention was first patented or caused to be patented, or was the subject of an inventor's certificate, by the applicant or his legal representatives or assigns in a foreign country prior to the date of the application for patent in this country on an application for patent or inventor's certificate filed more than twelve months before the filing of the application in the United States, or
- (e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraph (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent, or
 - (f) he did not himself invent the subject matter sought to be patented, or
- (g) before the applicant's invention thereof the invention was made in this country by another who had not abandoned, suppressed, or concealed it. In determining priority of invention there shall be considered not only the respective dates of conception and reduction to practice of the invention, but also the reasonable diligence of one who was first to conceive and last to reduce to practice, from a time prior to conception by the other.

5 U.S.C. 103. CONDITIONS FOR PATENTABILITY; NON-OBVIOUS SUBJECT MATTER (Applicable Portion)

A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.

Subject matter developed by another person, which qualifies as prior art only under subsection (f) or (g) of section 102 of this title, shall not preclude patentability under this section where the subject matter and the claimed invention were, at the time the invention was made, owned by the same person or subject to an obligation of assignment to the same person.

35 U.S.C. 112. SPECIFICATION (Applicable Portion)

The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same, and shall set forth the best mode contemplated by the inventor of carrying out his invention.

Atty. Docker INO. 435-02/3020001

DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

as Application Serial No	As a below named inventor,	I hereby declare that my residence, post	office address and citizenship are a	s stated below i	next
entitled "UNIT DOSAGE FORM," the specification of which (check one): as Application Serial No. and was amended on applicable); as Application Serial No. and was amended on applicable); as Application Serial No. and was amended on applicable); as Application Serial No. (if applicable). I hereby state that I have reviewed and understand the contents of the sidentified specification, including the claims, as amended by any amendment(s) referred to above. I acknowledge the duty to did the Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. §1. I hereby claim foreign priority benefits under 35 U.S.C. §119 of any foreign application(s) for patent or invecentificate or of any PCT international application(s) designating at least one country other than the United States of America below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT internation(s) designating at least one country other than the United States of America filed by me on the same subject matter la afiling date before that of the application(s) of which priority is claimed: PCT/USOO/11129 PCT 26/04/00 (Application Serial Number) (Country) (Day/Month/Year Filed) Priority Cl Application Serial Number) (Country) (Day/Month/Year Filed) I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below: 60/132,036 (Application Serial Number) (Day/Month/Year Filed) I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s) or PCT international applications of this application of the United States of America listed below and, insofar as the subject matter of each of the claims of this application to the Office all information known to me to be material to patentability as defined in 37 C.F.R. §1.56 which occasions to the Office all information known to me to be material to patentability as defined in 37 C.F.R. §1.56 which occasions as the subject matter of eac	to my name; I believe that I am the o	original, first and sole inventor (if only o	one name is listed below) or an orig	inal, first and j	joint
applicable); a was filed as PCT International Application No. PCT/USO0/11129 on April 26, 2000, and was amended under a plot on	inventor (if plural names are listed b	elow) of the subject matter which is clai	imed and for which a patent is sough	ht on the inven	ıtion
applicable); a was filed as PCT International Application No. PCT/USO0/11129 on April 26, 2000, and was amended under a plot on	entitled "UNIT DOSAGE FORM,"	the specification of which (check one):	is attached hereto; was fil	ed on	
(if applicable). I hereby state that I have reviewed and understand the contents of the addentified specification, including the claims, as amended by any amendment(s) referred to above. I acknowledge the duty to display the Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. §1. I hereby claim foreign priority benefits under 35 U.S.C. §119 of any foreign application(s) for patent or invecertificate or of any PCT international application(s) designating at least one country other than the United States of America below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter I a filing date before that of the application(s) of which priority is claimed: PCT/USO0/11129 PCT 26/04/00 (Application Serial Number) (Country) (Day/Month/Year Filed) Priority Clay/Month/Year Filed) (Application Serial Number) (Country) (Day/Month/Year Filed) (Application Serial Number) (Day/Month/Year Filed) (Application Serial Number) (Day/Month/Year Filed) I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s) or PCT international applicated designating the United States of America listed below and, insofar as the subject matter of each of the claims of this applicant of disclosed in the prior application(s) in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the disclose to the Office all information known to me to be material to patentability as defined in 37 C.F.R. §1.56 which one disclose to the Office all information known to me to be material to patentability as defined in 37 C.F.R. §1.56 which one	as Application Serial N	lo and was a	amended on		_ (if
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[Application Serial Number] (Country) (Day/Month/Year Filed) Yes I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below: 60/132,036 30/04/99 (Application Serial Number) (Day/Month/Year Filed) [Application Serial Number] (Day/Month/Year Filed) I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s) or PCT international applicational designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application disclosed in the prior application(s) in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the disclose to the Office all information known to me to be material to patentability as defined in 37 C.F.R. §1.56 which occasions.	(Application Serial Number)	(Country)	(Day/Month/Year Filed)	Yes 1	No
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disclose to the Office all information known to me to be material to patentability as defined in 37 C.F.R. §1.56 which oc	designating the United States of Ame	rica listed below and, insofar as the sub	pject matter of each of the claims of	f this application	on is
	not disclosed in the prior application	(s) in the manner provided by the first p	paragraph of 35 U.S.C. §112, I ack	nowledge the	duty
between the filing date of the prior application(s) and the national or PCT international filing date of this application:	disclose to the Office all informati	on known to me to be material to patent	tability as defined in 37 C.F.R. §1.	56 which occur	rred
	between the filing date of the prior a	pplication(s) and the national or PCT in	nternational filing date of this applie	cation:	
(Application Serial Number) (Day/Month/Year Filed) (Status-Patented, Pending or Aba	(Application Serial Number)	(Day/Month/Year Filed)	(Status-Patented, 1	Pending or Abando	oned)
(Application Serial Number) (Day/Month/Year Filed) (Status-Patented, Pending or Aba	(Application Serial Number)	(Day/Month/Year Filed)	(Status-Patented, 1	Pending or Abando	oned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

, POWER OF ATTORNEY: I hereby appoint as my attorneys, with full powers of substitution and revocation, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

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City (Zip)	City (Zip)
State or Country	State or Country
Date ⊠	Signature ⊠

APPLICABLE RULES AND STATUTES

37 CFR 1.56. DUTY OF DISCLOSURE - INFORMATION MATERIAL TO PATENTABILITY (Applicable Portion)

- (a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim sued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:
 - (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
 - the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentability defines, to make sure that any material information contained therein is disclosed to the Office.

Information relating to the following factual situations enumerated in 35 USC 102 and 103 may be considered material under 37 CFR 1.56(a).

35 U.S.C. 102. CONDITIONS FOR PATENTABILITY: NOVELTY AND LOSS OF RIGHT TO PATENT

A person shall be entitled to a patent unless --

- (a) the invention was known or used by others in this country, or patented or described in a printed publication in this or a foreign country, before the invention thereof by the applicant for patent, or
- (b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of the application for patent in the United States, or
 - (c) he has abandoned the invention, or
- (d) the invention was first patented or caused to be patented, or was the subject of an inventor's certificate, by the applicant or his legal representatives or assigns in a foreign country prior to the date of the application for patent in this country on an application for patent or inventor's certificate filed more than twelve months before the filing of the application in the United States, or
- (e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraph (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent, or
 - (f) he did not himself invent the subject matter sought to be patented, or
- (g) before the applicant's invention thereof the invention was made in this country by another who had not abandoned, suppressed, or concealed it. In determining priority of invention there shall be considered not only the respective dates of conception and reduction to practice of the invention, but also the reasonable diligence of one who was first to conceive and last to reduce to practice, from a time prior to conception by the other.

5 U.S.C. 103. CONDITIONS FOR PATENTABILITY; NON-OBVIOUS SUBJECT MATTER (Applicable Portion)

A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.

Subject matter developed by another person, which qualifies as prior art only under subsection (f) or (g) of section 102 of this title, shall not preclude patentability under this section where the subject matter and the claimed invention were, at the time the invention was made, owned by the same person or subject to an obligation of assignment to the same person.

35 U.S.C. 112. SPECIFICATION (Applicable Portion)

The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same, and shall set forth the best mode contemplated by the inventor of carrying out his invention.